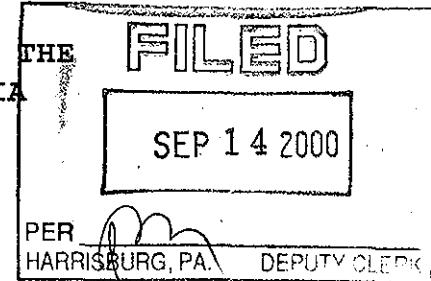


JUDGE'S COPY

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UNITED STATES DISTRICT COURT FOR THE  
MIDDLE DISTRICT OF PENNSYLVANIA



YUDAYA NANYONGA, :  
Plaintiff, :  
v. :  
: CIVIL NO. 1:00-CV-1034  
IMMIGRATION & NATURALIZATION :  
SERVICE, DONNA MEISSNER, et al. : (CALDWELL, J.)  
Defendants. :

DEFENDANTS' MOTION TO DISMISS

Pursuant to Rule 12 of the Federal Rules of Civil Procedure, Federal Defendants, through counsel, respectfully move the Court to dismiss Plaintiff's action. The grounds for this Motion will be fully set forth in a supporting brief filed in accordance with Local Rule 7.5.

Respectfully submitted,

DAVID M. BARASCH  
United States Attorney

Joseph J. Terz  
Assistant U.S. Attorney  
228 Walnut Street, Suite 220  
P.O. Box 11754  
Harrisburg, Pennsylvania 17108  
(717) 221-4482

Dated: September 14, 2000

CERTIFICATE PURSUANT TO LOCAL RULE 7.1

The undersigned certifies that on September 14, 2000, he contacted Susan M. Weber, counsel for plaintiff, to seek her concurrence in the filing of the attached Government's Motion to Dismiss. Plaintiff's counsel was unavailable.

Joseph J. Terz  
Assistant U.S. Attorney

DMB:JJT:nz

UNITED STATES DISTRICT COURT FOR THE  
MIDDLE DISTRICT OF PENNSYLVANIA

YUDAYA NANYONGA, :  
: :  
Plaintiff, :  
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IMMIGRATION & NATURALIZATION :  
SERVICE, DONNA MEISSNER, et al. : (CALDWELL, J.)  
: :  
Defendants. : :

CERTIFICATE OF SERVICE

The undersigned hereby certifies that she is an employee in the Office of the United States Attorney for the Middle District of Pennsylvania and is a person of such age and discretion to be competent to serve papers.

That on September 14, 2000, she served a copy of the foregoing

DEFENDANTS' MOTION TO DISMISS

by placing a copy in a postpaid envelope addressed to the persons hereinafter named, at the places and addresses stated below, which is the last known addresses, and by depositing said envelopes and contents in the United States Mail at Harrisburg, Pennsylvania to:

Susan M. Weber, Esquire  
WEBER & WEBER  
875 Clare Lane  
York, Pennsylvania 17402

  
Naomi Zimmerman  
Legal Secretary